

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

IN RE POLYESTER STAPLE ANTITRUST LITIGATION	)	MDL DOCKET NO: 3:03CV1516 <i>Civil Docket No.: 3:03CV296</i>
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AVONDALE MILLS, INC.,	)	
Plaintiff,	)	
	)	
vs.	)	
	)	
WELLMAN, INC., et al.,	)	
Defendants.	)	
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**THIS MATTER** comes before the Court on the joint motion of Plaintiff Avondale Mills, Incorporated (“Avondale”), and Defendants John Hobson and David Whitley to dismiss these individual Defendants with prejudice. (*MDL Individual Action No.: 3:03CV296*) Avondale does not seek to dismiss any other claims or parties.

**IT IS HEREBY ORDERED** that the parties’ joint motion is **GRANTED**. Accordingly, Defendants John Hobson and David Whitley are both **DISMISSED WITH PREJUDICE**. Pursuant to the parties’ agreement, each party is to bear its own costs.

**Signed: October 11, 2005**



Richard L. Voorhees  
United States District Judge

